

**MINUTES OF THE MEETING OF THE COMMON COUNCIL OF THE CITY OF  
CUDAHY, HELD AT THE CUDAHY MUNICIPAL BUILDING, 5050 S. LAKE DR.  
MILWAUKEE COUNTY, WISCONSIN  
Tuesday, February 2, 2010**

**ROLL CALL**

Mayor Ryan McCue called the meeting to order at 7:00 PM. The following answered, "present" to the roll call: Council Members Mikolajczak, Schissel, Otto, Litkowiec and Pavlic. Also in attendance: Clerk/Treasurer Goss, DPW Director Lange, Comptroller Williamson, Dir. Office Ser. Toms-Neary, Police Chief Poellot, Fire Chief Mayer, Health Dir. Wantuch and City Attorney Eberhardy.

**MEETING STATEMENT**

The proper open meeting statement was read at this time.

**ADOPTION OF MINUTES:**

**MOTION MADE BY ALD. MIKOLAJCZAK, SECOND BY ALD. PAVLIC** to approve the following minutes as listed: Motion carried unanimously.

1. Regular meeting of the Common Council held January 19, 2010.
2. Minutes of the Personnel Meeting held January 19, 2010.
3. Minutes of the Board of Public Works held December 15, 2009.
4. Minutes of the Board of Appeals held November 18, 2009 and December 16, 2009.
5. Minutes of the Board of Health held October 27, 2009.

**APPROVAL OF CLAIMS**

**MOTION BY ALD. OTTO, SECOND BY ALD. PAVLIC** to approve claims in the amount of \$883,041.31. Motion carried unanimously.

**CORRESPONDENCE**

1. Correspondence from Kasdorf, Lewis & Switlik containing conformed copy of Order for Dismissal (Donica Lintner and Jeffrey Lintner v City of Cudahy) was presented.

**NEW BUSINESS**

1. Discussion and appropriate action regarding approval of Emergency Medical Services Agreement for Basic Life Support Services Between Milwaukee County Department of Health and Human Services and the City of Cudahy. Fire Chief Mayer presented an overview of the agreement. **MOTION BY ALD. PAVLIC, SECOND BY ALD. LITKOWIEC** to approve. Motion carried unanimously.
2. Discussion and appropriate action regarding the Contract Extension for the ongoing Sanitary Flow Monitoring project with AECOM Technical Services in the amount of \$50,000. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. PAVLIC** to approve contract extension. Motion carried unanimously.
3. Discussion and appropriate action regarding the non-acceptance of appliances containing refrigerants. DPW Director Lange explained that in 2009 it cost the City \$5,700 for disposal only. Director Lange recommended that residents be required to call a private pickup service for disposal of these items saving the City an estimated \$16,950 per year. She also recommended that we allow residents to dispose of these appliances one last time during the spring cleanup period and

implement the non-acceptance effective June 1, 2010. She stated that the Board of Public Works recommended discontinuance of collection effective April 1, 2010. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. SCHISSEL** approve and to amend the implementation of the no-pickup recommended by the Department of Public Works from April 1, 2010 to June 1, 2010. Motion carried unanimously. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. PAVLIC** to approve the non-acceptance of appliances containing refrigerants effective June 1, 2010. Motion carried unanimously.

4. Discussion and appropriate action regarding the proposal from Environmental Services to address the Department of Commerce enforcement action relative to the contamination of the City Municipal Garage, 3555 S. Pabst Ave. DPW Director Lange explained that there is a contamination at the Garage from fuel tanks that were removed in the late 90's. She explained that they received a proposal from Endeavor Environmental Services and since it is not known what the State will require, they will work hourly rates. Endeavor will meet with the State to determine what is needed to obtain closure. She noted that there is about \$20,000 - \$30,000 left from previous bond issues for Environmental Services. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. PAVLIC** to approve. Motion carried unanimously.
5. Discussion and appropriate action regarding Engineering Department's request for an extension on the design and construction of sidewalks in the 3200-3300 blocks of Mallory/Morris & 5300-5400 blocks of Barland/McCreedy. DPW Director Lange asked that based on the engineering department's project load and the lack of time that they can dedicate to the sidewalk project, that it be delayed for at least one year. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. LITKOWIEC** to delay the installation of sidewalks until 2011. Motion carried unanimously.
6. Discussion and appropriate action regarding Memorandum of Understanding between the American Red Cross and the City of Cudahy. Health Director Wantuch explained that this MOU defines the working relationship between the American Red Cross and the City of Cudahy in preparing for and responding to certain disaster situations. **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. PAVLIC** to approve. Motion carried unanimously.
7. Discussion and appropriate action regarding approval of City of Cudahy Employee Manual. **MOTION BY ALD. PAVLIC, SECOND BY ALD. SCHISSEL** to lay this item over until after the Personnel Committee meeting of March 16, 2010. Motion carried unanimously.

## **ORDINANCES**

1. Discussion and appropriate action regarding Ordinance No. 2338 entitled "An Ordinance Concerning the Memorandum of Agreement Between the City of Cudahy and Local #1801 International Association of Firefighters AFL-CIO January 1, 2007 through December 31, 1009". **MOTION BY ALD. PAVLIC, SECOND BY ALD. MIKOLAJCZAK** to adopt Ordinance No. 2338. On the roll call vote, motion carried unanimously.

## **RESOLUTIONS**

1. Discussion and appropriate action regarding Resolution No. 6587 entitled "A Resolution Recognizing Reverend Dr. Carl H. Krueger Jr". **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. SCHISSEL** to approve Resolution NO. 6587. Motion carried unanimously.

2. Discussion and appropriate action regarding Resolution No. 6588 entitled "A Resolution to Recognize the Eighteen Years of Dedicated Service to the City of Cudahy Fire Department by Robert Shimeta". **MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. SCHISSEL** to approve Resolution No. 6588. Motion carried unanimously.
3. Discussion and appropriate action regarding Resolution No. 6589 entitled "A Resolution Awarding the Sale of \$1,555,000 Taxable General Obligation Bonds, Series 2010." Mike Harrigan representing the City's Financial Consultant Ehler's and Associates gave the Council information on the borrow which is paying off the Wisconsin Retirement System Unfunded Pension Liability. The City was paying WRS 7.8% for the unfunded pension liability. The low bid of Robert W. Baird & Co came in with a true interest rate of 5.3820% over 30 years giving the City a net future cash savings of \$2,883,087. **MOTION BY ALD. OTTO, SECOND BY ALD. LITKOWIEC** to approve Resolution NO. 6589. On the roll call vote, motion carried unanimously.

#### **MAYOR UPDATE:**

- 4<sup>th</sup> of July
- Meeting with Congresswoman Gwen Moore regarding federal grants
- 2020 Comprehensive Master Plan binders to be returned to City after term of office.
- Mayor's Town Hall Meeting February 4, 2010 – 6PM.

#### **DEPARTMENT MANAGERS**

- Police Chief Poellot gave an update regarding the reduction in violent crime by 21.4% and overall crime by 5.1% in the City of Cudahy for 2009.

#### **HEARING FROM CUDAHY RESIDENTS**

- Tom Schmidt of 3954 E. Birchwood spoke regarding sidewalk replacement and police matters.
- Dan Stanislawski of 4590 S. Nicholson Ave. spoke regarding campaign issues.
- Richard Bartoshevich of 5962 S. Robert Ave. spoke regarding clean energy and the draft employee manual.
- Dick Schuster of 5719 S. Robert Ave. spoke regarding shoreline erosion, ADA compliance and the Mallory/Morris sidewalks.

#### **ADJOURN**

**MOTION BY ALD. MIKOLAJCZAK, SECOND BY ALD. PAVLIC** to adjourn at 8:15 P.M.  
Motion carried unanimously.

Passed and approved this 17<sup>th</sup> day of February, 2010.

Ryan McCue, Mayor

ATTEST:

Robert Goss, Clerk/Treasurer